

STATE OF WISCONSIN  
**Senate Journal**  
Ninety–Fifth Regular Session

---

WEDNESDAY, November 21, 2001

---

The Chief Clerks makes the following entries under the above date.

**INTRODUCTION, FIRST READING AND  
REFERENCE OF BILLS**

Read first time and referred:

**Senate Bill 320**

Relating to: court procedures and time limits in forfeiture actions related to agriculture, consumer protection, and trade regulation; the date of expiration of fertilizer, soil and plant additive, and commercial feed licenses; and weather modification (suggested as remedial legislation by the department of agriculture, trade and consumer protection).

By Law Revision Committee.

To committee on **Labor and Agriculture**.

**Senate Bill 321**

Relating to: release of traffic accident reports relating to accidents resulting in death.

By Senator Darling; cosponsored by Representatives Wasserman, McCormick, Starzyk, Albers, Gunderson and Ainsworth.

To committee on **Insurance, Tourism, and Transportation**.

**Senate Bill 322**

Relating to: authorizing the creation of a local park and recreation district, authorizing a local park and recreation district to impose a sales tax and use tax and levy a property tax, authorizing a local park and recreation district to apply for funding from certain programs that receive funding from the stewardship 2000 program, authorizing a local park and recreation district to impose impact fees and issue debt, and making an appropriation.

By Senators Erpenbach, Decker, Hansen, Baumgart and Wirch; cosponsored by Representatives Huber, Underheim, Ziegelbauer, Musser, Plouff, Urban, Balow, Krawczyk, J. Lehman, Jeskewitz, Turner, Stone, Miller, Olsen, Lassa, Ott, Berceau, Gunderson, Shilling, Duff, Meyerhofer and Kaufert.

To joint survey committee on **Tax Exemptions**.

**Senate Bill 323**

Relating to: annuity payments for protective occupation participants under the Wisconsin retirement system.

By Senators Wirch, Risser, Burke and Moen; cosponsored by Representatives Sykora, Huber, McCormick, Musser and Kreuser.

To joint survey committee on **Retirement Systems**.

**Senate Bill 324**

Relating to: passive alcohol sensors.

By Senators Decker and Breske; cosponsored by Representatives Musser and F. Lasee.

To committee on **Judiciary, Consumer Affairs, and Campaign Finance Reform**.

**Senate Bill 325**

Relating to: a grazing education grant program and making an appropriation.

By Senator Decker; cosponsored by Representatives Gunderson, Lassa, Freese, Plouff, Pohan, Bock, Gronemus and Sykora.

To committee on **Universities, Housing, and Government Operations**.

**Senate Bill 326**

Relating to: the capital gains income tax exclusion.

By Senators Kanavas, Welch, Darling, Roessler and Huelsman; cosponsored by Representatives Owens, Ziegelbauer, F. Lasee, Jensen, Suder, Pettis, Gronemus, Ladwig, Musser, Urban, Stone, J. Fitzgerald, Krawczyk, Jeskewitz, Townsend, Albers, Freese, Kedzie, Walker, Gunderson, McCormick, Leibham and Hines.

To joint survey committee on **Tax Exemptions**.

**Senate Bill 327**

Relating to: limiting school board payment for courses taken under the youth options program.

By Senators Moen, Roessler and Darling; cosponsored by Representatives Musser, Gronemus, Ladwig, Nass, Jeskewitz, La Fave, Plouff, Miller and Loeffelholz.

To committee on **Universities, Housing, and Government Operations**.

**Senate Bill 328**

Relating to: certain felonies committed with intent to terrorize, threats to use weapons of mass destruction, threats to commit acts of terrorism, supporting acts of terrorism, harboring a terrorist, a sentence of death or life imprisonment for certain first–degree intentional homicides, licenses to carry a concealed weapon, possession of firearms in certain places, providing an exemption from emergency rule procedures, requiring the exercise of rule–making authority, and making an appropriation and providing penalties.

By Senators Welch, Zien, S. Fitzgerald and Huelsman; cosponsored by Representatives Huebsch, Freese, Vrakas, Musser, Suder, Gunderson, McCormick, Albers, Ott, Krawczyk, Owens, F. Lasee, Loeffelholz, Stone and Leibham.

To committee on **Judiciary, Consumer Affairs, and Campaign Finance Reform**.

**Senate Bill 329**

Relating to: state agency status for physicians and dentists providing specific public health services and removal of a physician from the state immunization program.

By Senators Robson, Moen, Erpenbach, Wirch, Rosenzweig, Huelsman, Roessler, Schultz and Darling; cosponsored by Representatives Underheim, Urban, Wasserman, Gronemus, Krug, J. Lehman, Musser, Duff, Lippert, Huber, Ladwig, Hubler, Williams, Olsen, Bock, Sykora, Turner, Meyerhofer, Berceau, Miller, Balow, Lassa, Ryba, Plale, Riley, Vrakas and Walker.

To committee on **Human Services and Aging**.

**Senate Bill 330**

Relating to: establishing a Wisconsin outdoor wildlife heritage trust fund and making an appropriation.

By Senators Baumgart, Shibilski, Burke, Schultz, Grobschmidt, Robson, Wirch, Roessler, Risser, Darling, Hansen and S. Fitzgerald; cosponsored by Representatives Gunderson, Krug, Lassa, Carpenter, J. Lehman, Colon, Hahn, Miller, Albers, Balow, Leibham, Ott, Pettis, Powers, Musser, McCormick, Lippert, Krawczyk, Petrowski, Stone, Vrakas, Hubsch and Hundertmark.

To committee on **Environmental Resources**.

**PETITIONS AND COMMUNICATIONS**

**THE STATE OF WISCONSIN  
OFFICE OF THE GOVERNOR**

**EXECUTIVE ORDER #32**

*Relating to the Creation of the Governor's Commission on Historic Sites*

**WHEREAS**, the Wisconsin Historical Society's ten historic sites are important to the interpretation of our heritage for the citizens of Wisconsin; and

**WHEREAS**, Wisconsin's historic sites are an important component of our state's tourism industry and the schools' state history programs; and

**WHEREAS**, Wisconsin's historic sites have experienced declining attendance during the past five years and difficulties in retaining seasonal staff and caring for their large and important collections of artifacts; and

**WHEREAS**, Wisconsin is committed to maintaining a high-quality, economically viable system of state historic sites;

**NOW, THEREFORE, I SCOTT McCALLUM**, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and the laws of this state, and specifically by Section 14.019 of the Wisconsin Statutes, do hereby:

1. Create the Governor's Commission on Historic Sites ("Commission"); and
2. Provide that the Commission shall consist of not more than eleven (11) members appointed by the Governor to serve at the pleasure of the Governor; and
3. Provide that the Governor shall designate one (1) member on the Commission as chair to serve in this capacity at the pleasure of the Governor; and
4. Provide that the Commission shall have the following mission:
  - a. Report on the current state of the Society's historic sites; and
  - b. Access economic operating models used by the sites; and
  - c. Assess models on interpretation used by the sites; and

d. Assess current promotional activities for the Society's historic sites; and

e. Assess the sites' stewardship of collections, which include historic buildings, major museum collections, and archives; and

5. Require the Commission to prepare and submit a report to the Governor detailing its findings and proposing recommendations for the operation of the Society's historic sites while not increasing current state funding levels; and

6. Require the Commission to submit periodic reports to the Governor as the chair deems necessary and a final report to the Governor no later than July 1, 2002; and

7. Direct the Wisconsin Historical Society to provide the Commission with administrative and support services; and

8. Direct the Department of Administration to provide the Commission with such sums of money as are necessary for travel and operating expenses in accordance with Section 20.505(3)(a) of the Wisconsin Statutes; and

9. Provide that the Commission shall dissolve when its final report is accepted by the Governor.

**IN TESTIMONY WHERE OF**, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the city of Madison this fifteen day of November in the year two thousand and one.

SCOTT McCALLUM  
Governor

*BY THE GOVERNOR:*

DOUGLAS LA FOLLETTE  
Secretary of State

**THE STATE OF WISCONSIN  
OFFICE OF THE GOVERNOR**

**EXECUTIVE ORDER #33**

*Relating to the Creation of the Governor's Task Force on Financial Education*

**WHEREAS**, numerous state and national authorities on the issue of financial education have documented a need for increased financial education in Wisconsin and nationally; and

**WHEREAS**, the Wisconsin Legislature, through 2001 Senate Joint Resolution 31 urged schools to improve the personal money management skills of high school students; and

**WHEREAS**, the Wisconsin Department of Financial Institutions' ("DFI") Task Force on Financial Competitiveness 2005 – representing Wisconsin's financial industry and consumers – ranked financial illiteracy as a top obstacle to financial competitiveness;

**NOW, THEREFORE, I SCOTT McCALLUM**, Governor of the State of Wisconsin, by the authority vested in me under Section 14.019(1), Wis. Statutes, do hereby:

1. Create the Governor's Task Force on Financial Education (hereinafter "Task Force"); and
2. Provide that the mission of the Task Force shall be to advise the Governor on how public and private organizations can prepare Wisconsin youth for successful entry into and participation in our evolving financial system and to produce a report which will;
  - a. identify the basic financial knowledge and skills which are appropriate and necessary for the successful entry into the financial marketplace by Wisconsin's youth;
  - b. catalog existing successful efforts of financial education by state agencies and private/non-agency organizations;
  - c. assess the adequacy, nature and extent of financial and economic education in Wisconsin and determine

whether and where gaps exist in the education infrastructure;

d. foster communication and cooperation between existing entities and programs in financial education;

e. identify topics and audiences which could be better served by financial education efforts in Wisconsin; and

f. suggest ways to meet the needs identified by the task force.

3. Provide that DFI will be responsible for guidance and administrative support to the Task Force; and

4. Provide that two Co-Chairs of the Task Force shall be appointed by the Governor to serve at the pleasure of the Governor; and

5. Provide that the other members of the Task Force shall be appointed by the Governor to serve at his pleasure and shall consist of:

a. the Secretary of the Department of Financial Institutions or his/her designee;

b. the State Superintendent of Public Instruction or his/her designee;

c. the Executive Secretary of the Higher Educational Aids Board or his/her designee;

d. three Wisconsin State Senators;

e. three Wisconsin State Representatives;

f. a University of Wisconsin Professor;

g. a representative of the Wisconsin Technical College System;

h. a representative of the University of Wisconsin Extension;

i. a representative of "Economics Wisconsin;"

j. two school administrators;

k. an educator;

l. a student

m. two representatives of private foundations;

n. two representatives of banks;

o. a representative of credit unions;

p. a member of the securities industry;

q. a representative of Americans for Consumer Education and Competition (ACEC);

r. a representative of the Wisconsin Jump Start Coalition;

s. an entrepreneur;

t. a representative of a Center for Economic Education; and

u. five at-large members; and

6. Provide that the Task Force submit a final report to the Governor no later than July 2002; and

7. Provide that the Task Force dissolve when its final report is received by the Governor.

**IN TESTIMONY WHERE OF**, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the city of Madison this fifteen day of November in the year two thousand and one.

SCOTT McCALLUM  
Governor

BY THE GOVERNOR:

DOUGLAS LA FOLLETTE  
Secretary of State

**THE STATE OF WISCONSIN  
OFFICE OF THE GOVERNOR**

**EXECUTIVE ORDER #34**

***Relating to the Creation of the Governor's Year of the Trails Commission***

**WHEREAS**, Wisconsin's trail system has more than 1,400 miles of trails which provide outdoor enjoyment and recreation to thousands of users; and

**WHEREAS**, Wisconsin's trails offer a variety of activities including all-terrain vehicle riding, bicycling, cross-country skiing, disabled access, dog sledding, hiking, horseback riding, kayaking, rollerblading, snowmobiling, snowshoeing and walking; and

**WHEREAS**, Wisconsin's trails provide health benefits to its users, help preserve the environment, boost local economies, generate community pride and improve the quality of life for residents; and

**WHEREAS**, Wisconsin is committed to informing and educating others on the benefits of the trail system;

**NOW, THEREFORE, I SCOTT McCALLUM**, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and the laws of this state, and specifically by Section 14.019 of the Wisconsin Statutes, do hereby:

1. Create the Governor's Year of the Trails Commission ("Commission"); and

2. Provide that the Commission shall consist of not more than twenty-one (21) members appointed by the Governor to serve at the pleasure of the Governor; and

3. The Governor shall designate one (1) member of the Commission to serve as chair and one (1) member to serve as Vice-Chair; and

4. Provide that the Commission shall prepare a plan for the Year of the Trails by:

a. promoting of the economic, environmental and social benefits of trails including community-building opportunities; and

b. promoting of the health benefits of the trails; and

c. promoting of the use of trails as an alternative means of transportation; and

d. encouraging more people to use trails; and

e. increasing awareness of the importance of trails and the need to maintain them; and

f. raising the visibility of the trails.

5. Require the Commission to prepare and submit periodic reports to the Governor with recommendations for the Year of the Trails; and

6. Require the Commission to submit a final report to the Governor no later than January 2003; and

7. Direct the Department of Natural Resources' Bureau of Parks and Recreation to provide the Commission with administrative and support services; and

8. Direct the Department of Administration to provide the Commission with such sums of money as are necessary for travel and operating expenses in accordance with Section 20.505(3)(a) of the Wisconsin Statutes; and

Provide that the Commission shall dissolve when its final report is accepted by the Governor.

**IN TESTIMONY WHERE OF**, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the city of Madison this fifteen day of November in the year two thousand and one.

SCOTT McCALLUM  
Governor

BY THE GOVERNOR:

DOUGLAS LA FOLLETTE  
Secretary of State

**State of Wisconsin  
Wisconsin Environmental Education Board**

October 2001

The Honorable, The Legislature:

Every two years, units of state government are asked to provide a report to the legislature. A statement made by a citizen provides a wonderful testament to the Wisconsin Environmental Education Board's (WEEB) accomplishments: "I never realized the Board is served by just one part-time employee. I envisioned a much larger unit of government that that. You sure do a lot with a little! You had me completely fooled."

While fooling the public is not a WEEB goal, setting the future direction for environmental education in the state is. During the biennial period the WEEB began the implementation of a five-year strategic plan, EE-2005: *A Plan for Advancing Environmental Education in Wisconsin*. The primary goal of the plan is to enhance the environmental literacy of all Wisconsin residents.

As the WEEB strives to incorporate new initiatives, it continues to provide opportunities for Wisconsin residents to learn about the importance of creating and maintaining sustainable economic and ecological environments in the state. This report provides an overview of the projects that have been made possible over the last two years by the WEEB grant program. The diversity of projects attests to the many venues of daily life environmental education permeates. Environmental education ensures our Wisconsin heritage of concern and stewardship for our environment will continue for generations to come.

If, as you review the report, question arise, please don't hesitate to contact me.

Sincerely,

RICK KOZIEL  
Chairperson

**State of Wisconsin  
Office of the Secretary of State**

To the Honorable, the Senate:

<u>Bill, Joint Resolution or Resolution Number</u>	<u>Act Number or Enrolled Number</u>	<u>Publication Date</u>
2001 Senate Joint Resolution 48	Enrolled Joint Resolution, 20	N/A

Sincerely,  
DOUGLAS LA FOLLETTE  
Secretary of State

**State of Wisconsin  
Department of Natural Resources**

October 31, 2001

The Honorable, The Senate:

In fulfillment of the requirement under s. 299.80 (16), Wisconsin statutes, I am submitting to you a copy of the Environmental Cooperation Pilot Program 2001 Progress Report. I am also providing a copy of the Report to the Governor and to the Honorable Chief Clerk of the Assembly, John Scocos.

For more information on the Environmental Cooperation Pilot Program or additional copies of this report, please contact Mark McDermid at (608) 267-3125, or visit our web site at <http://www.dnr.state.wi.us/org/caer/cea/>.

Sincerely,  
DARRELL BAZZELL  
Secretary

**State of Wisconsin  
Ethics Board**

November 20, 2001

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2001 session of the legislature, visit the Ethics Board's web site at <http://ethics.state.wi.us/>

Boyce, Catherine **Community Alliance of Providers of Wisconsin (CAPOW)**

Boyce, Catherine **Greater Milwaukee Convention & Visitors Bureau**

Broydrick, William **Greater Milwaukee Convention & Visitors Bureau**

Fonfara, Thomas **VoiceStream Wireless**

Traas, Kevin **Wisconsin Transportation Builders Association**

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,  
ROTH JUDD  
Director

**REFERRALS AND RECEIPT OF  
COMMITTEE REPORTS CONCERNING  
PROPOSED ADMINISTRATIVE RULES**

**Senate Clearinghouse Rule 00-020**

Relating to foster home care for children.

Submitted by Department of Health and Family Services.

Report received from Agency, November 20, 2001.

Referred to committee on **Human Services and Aging**, November 21, 2001.

**Senate Clearinghouse Rule 01-113**

Relating to the community development block grant program.

Submitted by Department of Commerce.

Report received from Agency, November 21, 2001.

Referred to committee on **Universities, Housing, and Government Operations**, November 21, 2001.

The joint committee for **review of Administrative Rules** reports and recommends:

**Senate Clearinghouse Rule 99-071**

Relating to the eligibility of nonparent relatives of children to receive kinship care benefits to help them provide care and maintenance for the children.

Report nonconcurrency in objection.

Ayes, 5 – Senators Robson, Grobschmidt and Hansen. Representatives Turner and Hebl.

Noes, 5 – Senators Cowles and Welch. Representatives Grothman, Seratti and Gunderson.

Judith Robson  
Senate Chairperson

The committee on **Economic Development and Corrections** reports and recommends:

**Senate Clearinghouse Rule 00-140**

Relating to classification, assessment and evaluation and program review.

No action taken.

Robert Jauch  
Chairperson

The committee on **Universities, Housing, and Government Operations** reports and recommends:

**Senate Clearinghouse Rule 01-088**

Relating to Wisconsin lottery retailers and nonprofit organization retailers, and the Wisconsin lottery's major procurements.

No action taken.

**Senate Clearinghouse Rule 99-158**

Relating to the lottery and gaming property tax credit.

No action taken.

Mark Meyer  
Chairperson

**CHIEF CLERK'S REPORT**

The Chief Clerk records:

**Senate Bill 279**

Presented to the Governor on November 19, 2001.

**SENATE ENROLLED PROPOSALS**

The Chief Clerk records:

**Senate Bill 251**

**Senate Bill 303**

**Senate Joint Resolution 28**

**Senate Joint Resolution 33**

**Senate Joint Resolution 42**

**Senate Joint Resolution 49**

**Senate Joint Resolution 50**

**Senate Joint Resolution 51**

Report correctly enrolled on November 21, 1995.

**CHIEF CLERK'S REPORT**

The Chief Clerk records:

**Senate Joint Resolution 34**

Deposited in the office of the Secretary of State on November 19, 2001.

**CHIEF CLERK'S REPORT**

The Chief Clerk records:

**Senate Joint Resolution 48**

Deposited in the office of the Secretary of State on November 14, 2001.

**LEGISLATIVE REFERENCE BUREAU  
CORRECTIONS**

**CORRECTIONS IN:**

**2001 SENATE JOINT RESOLUTION 50**

Prepared by the Legislative Reference Bureau

(October 30, 2001)

1. Page 2, line 8: delete "shinning" and substitute "shining".

**CORRECTIONS IN:**

**2001 SENATE JOINT RESOLUTION 51**

Prepared by the Legislative Reference Bureau

(November 15, 2001)

1. Page 2, line 12: delete "wisconsin" and substitute "Wisconsin".